

02-07-05

IFW #



DI-5954 (BXTR 9004.6)
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Somers et al.

Art Unit 1614

Serial No. 10/683,549

Filed October 10, 2003

Confirmation No. 2624

For STABILIZATION OF PHARMACEUTICAL PROTEIN FORMULATIONS WITH
SMALL PEPTIDES

Examiner Jeffrey E. Russel

February 4, 2005

RESPONSE TO ELECTION OF SPECIES

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS,
SIR:

Applicants would like to thank the Examiner for the telephonic interview with Applicants' representative, Aleksandra Suri, held on January 31, 2005, in which both elections of species were discussed.

With respect to a biologically active protein, Applicants elect erythropoietin. Claims 1-36 read upon the elected species.

With respect to a peptide stabilizer, Applicants elect Gly-His. Claims 1-17 and 19-36 read upon the elected species.

Applicants request an extension of time to and including February 6, 2005 for filing a response to the above-mentioned Office action. A check in payment of the applicable extension fee is enclosed.

The Commissioner is hereby authorized to charge any deficiency or overpayment of the required fee to Deposit Account No. 19-1345.

Respectfully submitted,

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